



## Fiscal Services Division

### ADMINISTRATIVE RULES – FISCAL IMPACT SUMMARIES

**July 12, 2016**

*Iowa Code section 17A.4(4) requires the Legislative Services Agency (LSA) to analyze the fiscal impact of all administrative rules with an impact of \$100,000 or more and provide a summary of the impact to the Administrative Rules Review Committee (ARRC). Fiscal Impact Statements filed by State agencies can be found on our website at <http://www.legis.iowa.gov/law/administrativeRules/arrc/fiscalImpact>*

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#### Department of Human Services

#### **ARC 2557C**

**Rule Summary** Increases premiums for applicants and recipients under the Medicaid for Employed People with Disabilities (MEPD) Program with income over 150.0% of the Federal Poverty Level (FPL).

**Agency Stated Authority:** Iowa Code section 249A.4.

**Fiscal Impact** **Agency Response:** The higher MEPD premium collections will result in a savings to the State General Fund of approximately \$42,000 annually.

**LSA Response:** The LSA concurs.

#### **ARC 2555C**

**Rule Summary** Updates the Child Care Assistance (CCA) Program to implement mandated changes in order to comply with the federal Child Care and Development Block Grant (CCDBG). Changes include the following:

- Increases the six-month eligibility certification to 12 months.
- Established new exit eligibility criteria for families with income exceeding 145.0% of the Federal Poverty Level, but below 85.0% of the State Median Income (SMI). This will last for an additional 12 months or until the family income exceeds 85.0% of the SMI.
- Expands the job search period from one month to three months for families that experience a temporary change in employment or education.
- Extends assistance to 12 months regardless of temporary changes.
- Permits cancellation of eligibility after a nontemporary change and after the three-month job search period.

- Adds a \$1.0 million family resource/asset limit.
- Changes provider rate tables to add higher reimbursement rates for Quality Rating System Level 5 providers.
- Allows payment to nonresident providers without the need for the family to request a policy exception.
- Makes technical corrections.

**Agency Stated Authority:** Iowa Code section 234.6.

**Fiscal Impact**

**Agency Response:** Expenditures for FY 2017 will increase by \$8.0 million. Expenditures for FY 2018 will increase by \$9.1 million. An increase in Temporary Assistance for Needy Families (TANF) funding along with a projected reduction in the existing expenditures for the CCA are expected to cover the cost increase for FY 2017. The expenditure increase for each item for FY 2017 is listed below.

- 12-Month Eligibility: \$3.7 million.
- Exit Eligibility: \$1.3 million.
- Job Search: \$1.5 million.
- Tiered Reimbursement: \$700,000.
- Quality Set Aside: \$800,000.

**LSA Response:** The LSA concurs.

**Rule Summary**

Revises the Child Care Assistance (CCA) Program fee chart based on the new federal poverty levels.

**ARC 2556C**

**Agency Stated Authority:** Iowa Code section 234.6.

**Fiscal Impact**

**Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

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**Parole Board****Rule Summary**

Establishes the criteria for the issuance of certificates of employability to include current programs being offered by the Iowa Department of Corrections (DOC) and Iowa Workforce Development (IWD), assisting offenders with securing employment upon their release. The amendments require automatic revocation of parole when a parolee is convicted and sentenced to incarceration for an aggravated misdemeanor, and make the issuing process more efficient by clarifying when a parole revocation hearing may be conducted electronically via video conference.

**ARC 2590C**

**Agency Stated Authority:** Iowa Code sections 904A.4(2), 906.3, and 906.19.

**Fiscal Impact**

**Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

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**Department of Agriculture and Land Stewardship****ARC 2577C**

**Rule Summary** Changes rules related to the Renewable Fuel Infrastructure Program to include storing and dispensing E-15 gasoline at motor fuel sites. Sets minimum size of a renewable fuel pump decals and updates label requirements for ethanol flex fuels. The new decals will be in place by January 1, 2018.

Several changes were made to the previously Noticed Rule, including:

- The renewable fuel motor vehicle decals must bear the name of the renewable fuel(s).
- Language specifying color, design, and wording of the renewable fuel motor vehicle decals was amended.
- A technical change was made specifying that certain decals shall identify the use of ethanol by volume.
- An outdated provision on tank wagons was rescinded.

**Agency Stated Authority:** Iowa Code section 159.10.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

**ARC 2585C**

**Rule Summary** Amends rules for purchase of and entry of cottonseed into Iowa. The change allows the purchaser to perform the Aflatoxin test. The distributor can still provide the laboratory testing with the loading bill or invoice. The entirety of the cottonseed sold for animal feed use must meet all livestock feeding guidelines established by the Food and Drug Administration (FDA) regarding Aflatoxin B1.

**Agency Stated Authority:** Iowa Code section 198.10.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

**ARC 2573C**

**Rule Summary** Adopts technical changes to the Women, Infants, and Children/Farmers' Market Nutrition Program and the Senior Farmers' Market Nutrition Program. Replaces the certified vendor identification card with an electronic authorization letter in conjunction with the issuance of an email confirmation as an alternative to a department-vendor agreement.

**Agency Stated Authority:** Iowa Codes sections 159.5(10) and 175B.5.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs. No changes were made to the final rule.

**ARC 2576C**

**Rule Summary** Eliminates rules related to the remediation of agrichemical sites. In 2009, the unobligated balance (\$10,000) in the Agriculture Remediation Fund (ARF) was appropriated to the Department of Agriculture and Land Stewardship (DALs) and all statutory language was eliminated in 2011.

**Agency Stated Authority:** Iowa Code section 159.5.

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**Fiscal Impact**      **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs. No changes were made to the final rule.

**Rule Summary**      Changes rules for animals that are affected with glanders, an infectious disease that occurs in the horse family. Allows the Department of Agriculture and Land Stewardship (IDALS) to determine how to dispose of a deceased animal rather than the immediate burning of the animal.

**ARC 2591C**

**Agency Stated Authority:** Iowa Code section 163.1.

**Fiscal Impact**      **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

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### Dental Board

**Rule Summary**      Amends supervision requirements in an accredited dental hygiene program by establishing supervision criteria for student practice in clinical skills.

**ARC 2592C**

**Agency Stated Authority:** Iowa Code sections 147.76 and 153.33.

**Fiscal Impact**      **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

**Rule Summary**      Amends supervision requirements in an accredited dental assistant program by establishing supervision criteria for students practicing clinical skills.

**ARC 2593C**

**Agency Stated Authority:** Iowa Code sections 147.76 and 153.33.

**Fiscal Impact**      **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

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### College Student Aid Commission

**Rule Summary**      Amends the Iowa Tuition Grant Program by changing the deadline for a college or university to apply for participation. Amends the Barber and Cosmetology Arts and Sciences Tuition Grant Program by updating language about the submission of employment information; changing the deadline for a college to apply for participation; and aligning disbursement with need by requiring schools to return unexpended funds to the Commission and reducing the school's allocation for the following year by the unspent amount.

**ARC 2582C**

**Agency Stated Authority:** Iowa Code section 261.3.

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<b>Fiscal Impact</b>	<b>Agency Response:</b> No fiscal impact. Programs affected are governed by appropriations and the agency will not provide grants beyond the appropriated funding.  <b>LSA Response:</b> The LSA concurs.
<b>Rule Summary</b>	<b>ARC 2583C</b> Amends the Iowa National Guard Educational Assistance Program to allow students at colleges that award credits based on terms, rather than semester, to receive equivalent benefits as students at colleges that award credits on semester terms.  <b>Agency Stated Authority:</b> Iowa Code section <u>261.3</u> .
<b>Fiscal Impact</b>	<b>Agency Response:</b> No fiscal impact. The agency will make awards based on the state appropriation and cannot make awards beyond that funding level.  <b>LSA Response:</b> The LSA concurs.
<b>Rule Summary</b>	<b>ARC 2580C</b> Changes the procedures that postsecondary schools must follow to participate in an interstate reciprocity agreement under which the Commission is an approved participant under Iowa Code chapter <u>261G</u> , enacted in 2014. Updates policies for postsecondary schools that must register under Iowa Code chapter <u>261B</u> , including an increase in the annual fee from \$1,000 to a range of \$2,000 to \$6,000, based on full-time equivalent enrollment. Establishes fees for schools that participate in the reciprocity agreement based on full-time equivalent enrollment and ranging between \$2,000 and \$6,000.  The proposed rule takes into consideration comments received after publication of <u>ARC 2437C</u> and 2016 Iowa Acts, <u>Senate File 2323</u> and <u>House File 2370</u> .  <b>Agency Stated Authority:</b> Iowa Code section <u>261.3</u> .
<b>Fiscal Impact</b>	<b>Agency Response:</b> Fiscal impact cannot be determined.  <b>LSA Response:</b> The LSA concurs. As FY 2017 will be Iowa's first year of active participation in the interstate reciprocity agreement, it is not yet known how many out-of-state postsecondary schools offering online education to Iowans will be participants in the agreement and will not be required to pay Iowa's registration fee, nor how many Iowa schools will register under the reciprocity agreement and pay Iowa's fee.
<b>Rule Summary</b>	<b>ARC 2581C</b> Eliminates test scores and class rank from the list of materials that must accompany applications for the Governor Terry E. Branstad Iowa State Fair Scholarship Program, making it easier for students to apply.  <b>Agency Stated Authority:</b> Iowa Code section <u>261.62</u> .
<b>Fiscal Impact</b>	<b>Agency Response:</b> No fiscal impact.  <b>LSA Response:</b> The LSA concurs. The scholarship is funded from unspent funds raised for Governor Branstad's inaugural festivities. There is no state funding involved.

**Educational Examiners Board****ARC 2584C**

**Rule Summary** Allows applicants from another state that have met the assessment requirements and successfully taught in their state for at least three years to be exempt from the Iowa assessment requirements. Amendments reflect a minimum grade standard for coursework related to licensure eligibility. Amendments relate to the student teaching requirement for the elementary education endorsement, field placements and practicum experiences for adding endorsements, and the minimum grade standard for coursework related to adding an endorsement.

**Agency Stated Authority:** Iowa Code section 272.2(1)(a).

**Fiscal Impact** **Agency Response:** No fiscal impact. The amendments will not require any additional expenditures and will not affect Board revenue.

**LSA Response:** The LSA concurs.

**ARC 2586C**

**Rule Summary** Revises reading endorsement requirements to align with research-based competencies, national standards, and the Iowa Core. The amendments reflect recommendations by a reading endorsement review committee that was comprised of current reading teachers, reading specialists, Department of Education (DE) and reading research center consultants, and higher education faculty from a variety of Iowa institutions.

**Agency Stated Authority:** Iowa Code section 272.2(1)(a).

**Fiscal Impact** **Agency Response:** No fiscal impact. The amendments will not require any additional expenditures and will not affect Board revenue.

**LSA Response:** The LSA concurs.

**ARC 2587C**

**Rule Summary** Reflects the requirement in Iowa Code section 272.9A(2) that the Board adopt rules for teacher license renewal credit based on the completion of administrator individualized professional development plans. The amendments reflect language for teacher licensure renewal as well. Allows national board certification renewal to suffice as approved credit for licensure renewal.

**Agency Stated Authority:** Iowa Code section 272.2(1)(a).

**Fiscal Impact** **Agency Response:** No fiscal impact. The amendments will not require any additional expenditures and will not affect Board revenue.

**LSA Response:** The LSA concurs.

**ARC 2588C**

**Rule Summary** Requires applicants seeking a coaching authorization to hold a minimum of a high school diploma or equivalent, home school completion verified by the executive director of the Board, or attain the age of 20 years old.

**Agency Stated Authority:** Iowa Code section 272.31.

**Fiscal Impact** **Agency Response:** No fiscal impact. The amendment will not require any additional board expenditures and will not affect Board revenue.

**LSA Response:** The LSA concurs.

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### **Employment Appeal Board**

#### **ARC 2578C**

**Rule Summary** Conforms rules regarding the types of notices sent to the Employment Appeal Board (Board) by the Iowa Department of Public Safety (DPS) pursuant to Iowa Code section 80.15. The current rule refers only to the notice of intent to dismiss; however, Iowa Code section 80.15 refers to notices dealing with suspension, disciplinary demotions, or other disciplinary action resulting in the loss of pay. The changes also specify the deadlines for appealing proposed decisions of an administrative law judge to the Board. Deadlines have been established for Occupational Safety and Health Administration (OSHA), Iowa Public Employees' Retirement System (IPERS), and Department of Administrative Services (DAS) cases.

**Agency Stated Authority:** Iowa Code section 10A.601(6).

**Fiscal Impact** **Agency Response:** No fiscal impact. The rule making is technical in nature and will have no fiscal impact to the state or any regulated entity.

**LSA Response:** The LSA concurs.

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### **Department of Inspections and Appeals**

#### **ARC 2560C**

**Rule Summary** Amends references to the Food and Drug Administration Food Code adopted under provisions of Iowa Code section 137F.2, and updates how nursing facilities are to handle, prepare, and serve food in accordance with the most current food code. Provisions in the current rule that were duplicative of food code requirements were removed. Provisions related to nutritional status, hydration, and therapeutic diets were also added.

**Agency Stated Authority:** Iowa Code sections 10A.104(5) and 135C.14.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

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### **Environmental Protection Commission**

#### **ARC 2572C**

**Rule Summary** Renews the National Pollutant Discharge Elimination System (NPDES) General Permit 7 (GP7) that authorizes the discharge of biological pesticides and chemical pesticide residues to waters of the United States. The current permit was issued on March 30, 2011, and expired March 29, 2016. The rules are filed as Adopted and Filed Emergency after Notice, with an effective date of May 18, 2016, to minimize the length of time the expired permit must be administratively extended. There are no fees associated with the permit. The rules remove the existing requirement that large applicators must submit a Notice of Intent for coverage under GP7. The proposed rules also remove all requirements specific to large applicators, including the

development and implementation of integrated pest management plans and the creation of annual reports.

**Agency Stated Authority:** Iowa Code section 455B.173.

**Fiscal Impact**      **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs. No changes were made to the final rule.

**Rule Summary**      **ARC 2571C**  
Amends rules to renew the NPDES General Permit 5 (GP5) that authorizes the discharge of wastewater from mines and quarries to waters of the United States. The current permit became effective on July 20, 2011, and expires on July 19, 2016. The proposed rules include technical changes, procedures for submitting a notice of intent for coverage, and easing sulfate sampling requirements.

After public input was received, two typographical errors were corrected and three references were updated.

**Agency Stated Authority:** Iowa Code section 455B.173.

**Fiscal Impact**      **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

**Rule Summary**      **ARC 2579C**  
Amends current rules to comply with the recently amended Iowa Antidegradation Implementation Procedures (AIP). The Environmental Protection Commission (EPC) and the Department of Natural Resources (DNR) received a Petition for Rulemaking from the Iowa Association of Municipal Utilities, the Iowa League of Cities, and the Iowa Association of Business and Industry on April 25, 2016. The Petition was filed in response to concerns regarding the DNR's cost-benefit analysis of its current Antidegradation Implementation Procedure. Additional information is available at: <http://www.iowadnr.gov/Environmental-Protection/Water-Quality/Water-Quality-Standards/Antidegradation>.

**Agency Stated Authority:** Iowa Code section 455B.105.

**Fiscal Impact**      **Agency Response:** No fiscal impact to the state. The proposed rule continues to consistently implement the Iowa Antidegradation Implementation Procedure (AIP).

**LSA Response:** The LSA concurs.

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**Natural Resource Commission**

**Rule Summary**      **ARC 2558C**  
Increases the price for bareroot seedlings sold at the state Forest Nursery to cover the increased costs of growing plants. The price increase will offset the related expenditures related to growing plants.

**Agency Stated Authority:** Iowa Code section 455A.13.

**Fiscal Impact**      **Agency Response:** The following table summarizes revenue and expenditures for the state Forest Nursery for the past three fiscal years and the projected receipts for FY 2017 based on the price increase. Projected expenditures for FY 2017 would



include replacement of equipment, staff, additional seasonal help and other expenditures that have been delayed.

State Forest Nursery Operations Summary				
Description	FY 2014	FY 2015	FY 2016	Projected FY 2017*
Receipts	\$510,000	\$501,000	\$520,000	\$ 831,000
Exenditures	831,000	709,000	657,000	831,000
Profit/Loss	<u>-\$321,000</u>	<u>-\$208,000</u>	<u>-\$137,000</u>	<u>\$ 0</u>
* Receipts based on following:				
Description	Quantity	Selling Price	Total Receipts	
Hardwood seedling	564,000	\$ 0.64	\$ 360,960	
Tall seedlings	500,000	\$ 0.90	\$ 450,000	
Conifers	25,000	\$ 0.80	\$ 20,000	
<b>Total Projected Receipts</b>			<b><u>\$ 830,960</u></b>	

**LSA Response:** The LSA concurs.

**ARC 2561C**

**Rule Summary**

Implements the Hunter Apprentice Program created in SF 392 (FY 2016 Hunter Apprentice Validation Act). The apprentice hunting license is for persons 16 years or older, and allows an eligible person to purchase, up to two times, a hunting license without having completed the Hunter Education Program. Makes other technical changes that include:

- Adds violations for multiple offenders to the disposition reports completed by the clerk of district court for each county.
- Changes the definition section related to multiple offenders.
- Adds paddlefish violations to the license conviction point list due to the creation of a paddlefish season.
- Updates the type of broadheads used with crossbows during the regular bow season.
- Strikes the rules related to special testing procedures.
- Strikes the rule related to volunteer bow and fur harvester education instructors in order to remove duplicity.

**Agency Stated Authority:** Iowa Code chapter 456A.

**Fiscal Impact**

**Agency Response:** The fiscal impact is minimal. The Department of Natural Resources (DNR) estimates the cost to implement Hunter Apprentice Program is approximately \$18,000, and will be funded by the Fish and Game Protection Fund.

**LSA Response:** The LSA concurs. No changes were made to the final rule.

**Professional Licensure Division****ARC 2596C**

**Rule Summary** Establishes fees for the new polysomnography technologist license and the new dual respiratory care and polysomnographic practitioner license. Increases the initial licensure and renewal fees for a respiratory care license. The proposed fees are as follows:

- Initial and renewal Respiratory Care Practitioner: \$75.
- Initial and renewal Respiratory Care and Polysomnography Practitioner: \$90.
- Initial and renewal Polysomnography Technologist: \$330.
- Reactivation fee for Respiratory Care Practitioner \$135.
- Reactivation fee for Respiratory Care and Polysomnography Practitioner \$150.
- Reactivation for Polysomnographic Technologist \$390.

**Agency Stated Authority:** Iowa Code section 148G.5 and 152B.6.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** Minimal fiscal impact. The Board of Respiratory Care and Polysomnography may experience a minimal increase in revenue as a result of these changes. The Board also experienced increased costs of approximately \$30,000 resulting from programing the implementation of these licensures into the database.

**ARC 2599C**

**Rule Summary** Adopts definitions and regulations related to the practice of medical aesthetic services within medical spas as established by the Board of Medicine.

**Agency Stated Authority:** Iowa Code section 147.76 and 157.14.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

**ARC 2600C**

**Rule Summary** Adopts the following amendments;

- Permits a jar of disinfectant to be kept at a central location rather than at each individual work station.
- Requires disinfectants to be Environmental Protection Agency (EPA)-registered instead of containing specific ingredients.
- Combines the disinfection and sterilization rules and reflects proper cleaning procedures for clippers and shears.
- Revises blood exposure procedures.
- Removes the requirement to post rules regulating salon sanitation at the front of the salon.
- Requires that electrologists wear gloves when providing services
- Makes technical corrections.

**Agency Stated Authority:** Iowa Code sections 147.7, 147.76 and 157.14.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

**ARC 2597C**

**Rule Summary** Amends rules utilized by the Board of Sign Language Interpreters and Translitterators to do the following:

- Revises the definition of “direct supervision of a temporary license holder” to specify that the temporary license holder must be personally observed.
- Revises the requirements for a temporary license by striking current provisions and adopting a new section.
- Revises the continuing education requirements for new licenses issued and temporary license holders.

**Agency Stated Authority:** Iowa Code section 147.76.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

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**Department of Transportation****ARC 2570C**

**Rule Summary** Requires sponsors to comply with applicable laws prohibiting discrimination to remain eligible for the Adopt-A-Highway Program.

**Agency Stated Authority:** Iowa Code sections 307.12 and 307A.2.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

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**Utilities Division****ARC 2569C**

**Rule Summary** Amends and updates current rules to eliminate obsolete and unnecessary requirements.

**Agency Stated Authority:** Iowa Code section 17A.4.

**Fiscal Impact** **Agency Response:** No fiscal impact. The Utilities Board does not anticipate that these proposed rule changes will create any substantive financial burden to the regulated community or to the Board.

**LSA Response:** The LSA concurs.

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**Department of Public Health****ARC 2568C**

**Rule Summary** Terminates ARC 2305C.

**Agency Stated Authority:** Iowa Code section 136A.8.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** No fiscal impact.

**ARC 2562C**

**Rule Summary** Removes references to the Centers for Disease Control and Prevention (CDC), its screening guidelines, and data requirements. Increases the Colorectal Cancer Program's screening eligibility requirements from 250.0% to 300.0% of the FPL, and increases the age from 64 to 75. Removes reference to IowaCare and replaces it with the health insurance marketplace and Medicaid. Allows for contractor calls instead of site visits for the provision of technical assistance and evaluations. Removes requirements to reflect current programming such as professional development, in-reach at Federally Qualified Health Centers, and coalition development.

**Agency Stated Authority:** Iowa Code section 135.11.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

**ARC 2563C**

**Rule Summary** Allows the Department of Public Health (DPH) the discretion to determine the potential for unused funds from contracts for private well testing, reconstruction, and plugging. If funding is available, funds may be reallocated to eligible counties for additional grants. Creates revised maximum allocation amounts.

**Agency Stated Authority:** Iowa Code section 135.11.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

**ARC 2564C, ARC 2565C, and ARC 2566C**

**Rule Summary** Revises rules associated with the three groups that advise the Bureau of Emergency and Trauma Services: the Trauma System Advisory Council, the Emergency Medical Services Advisory Council, and the Preparedness Advisory Committee. This rulemaking ensures consistent procedures and reporting processes. Amendments align definitions, meeting attendance, duties of committee officers, meeting operations, and council/committee membership.

**Agency Stated Authority:** Iowa Code chapter 135 and Iowa Code sections 147A.4 and 147A.27.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

**ARC 2567C**

**Rule Summary** Adopts procedures for the collection of debt owed to the IDPH and authorizes the Department to participate in the Department of Administrative Services' (DAS) Offset Program. The proposed rules also outline an appeal process for the person or entity that receives notification of a pending collection.

**Agency Stated Authority:** Iowa Code section 8A.504.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The fiscal impact is unknown at this time, as it is unclear how many program individuals will be affected by the updated debt collection procedures.

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### Iowa Department of Veterans Affairs

#### **ARC 2594C**

**Rule Summary** Updates various provisions to reflect the operational changes the Iowa Veterans Home has undertaken since the last revision.

**Agency Stated Authority:** Iowa Code section 35A.3(2).

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

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### Accountancy Examining Board

#### **ARC 2598C**

**Rule Summary** Updates outdated address information and recognizes a broader scope of accountant designations outside of the United States.

**Agency Stated Authority:** Iowa Code section 542.4.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

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### Commerce Department

#### **ARC 2575C**

**Rule Summary** Adopts various technical changes largely devoted to updating physical addresses, phone numbers, and websites for the Divisions of the Department of Commerce. Updates the legal scope of authority for certain Divisions by clarifying the expenditure authorization process in addition to other administrative roles.

**Agency Stated Authority:** Iowa Code chapter 546.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

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### Insurance Division

#### **ARC 2602C**

**Rule Summary** Amends current rules to update the telephone number for the AIDS Hotline as referenced in Appendix II to Chapter 15 of the Iowa Administrative Code (IAC).

**Agency Stated Authority:** Iowa Code chapter 507B.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

#### **ARC 2601C**

**Rule Summary** Updates the physical address of the Iowa Insurance Division (IID) and eliminates out-of-date Code citations so that newer versions may be referenced and incorporated.

**Agency Stated Authority:** Iowa Code section 514J.117.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

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### Labor Services Division

#### **ARC 2595C**

**Rule Summary** Adopts by reference changes to the federal Occupational Safety and Health Administration (OSHA) requirements pertaining to general industry and construction standards concerning respirable crystalline silica, eye and face protection, and work performed near electrical equipment. The changes pertaining to respirable crystalline silica will be phased in over a five-year period.

**Agency Stated Authority:** Iowa Code section 88.5.

**Fiscal Impact** **Agency Response:** Fiscal impact cannot be determined. Employers will incur costs to comply with the respirable crystalline silica standards. The federal analysis projects the benefits will be greater than the costs. The federal economic impact study found annual costs of about \$1,520 for the average workplace and an average annual cost of about \$560 for businesses with fewer than 20 employees. The federal OSHA completed a detailed economic analysis, however, the data is broken down by industry and not by state.

**LSA Response:** The LSA concurs.

#### **ARC 2589C**

**Rule Summary** Expands reporting requirements related to boiler and pressure vessels to include certain repairs, alterations, injuries, and illnesses. The rules also consolidate all reporting requirements in one rule.

**Agency Stated Authority:** Iowa Code section 89.14.

**Fiscal Impact** **Agency Response:** Minimal fiscal impact. Contractors are already completing the alteration and repair forms and submitting them to the National Board of Boiler and Pressure Vessel Inspectors, resulting in minimal costs to send additional forms to the Division of Labor. Based on data compiled by the National Board of Boiler and

Pressure Vessel Inspectors, the Labor Division anticipates that only a small number of illnesses and injuries will be reported annually.

**LSA Response:** The LSA concurs.

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### Board of Pharmacy

#### **ARC 2559C**

**Rule Summary** Defines the term “office use” related to compounded drug products that are distributed to a practitioner for administration to a patient in the course of their professional practice.

**Agency Stated Authority:** Iowa Code section 147.76.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

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### Department of Revenue

#### **ARC 2574C**

**Rule Summary** Amends and updates current rules to reflect nonsubstantive code changes.

**Agency Stated Authority:** Iowa Code section 421.14.

**Fiscal Impact** **Agency Response:** No fiscal impact.

**LSA Response:** The LSA concurs.

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